

HOUSE BILL NO. 596

INTRODUCED BY SANDS, CAFERRO, COCCHIARELLA, FRANKLIN, LANGE, MCALPIN, NOONEY,
RYAN, J. TROPILA, WILLIAMS

A BILL FOR AN ACT ENTITLED: "AN ACT INCREASING THE REPAYMENT PERIOD FOR ASSESSMENTS
IMPOSED AGAINST OWNERS OF LAND FOR THE CONSTRUCTION OF CERTAIN SIDEWALKS, CURBS,
GUTTERS, OR ALLEY APPROACHES IN CITIES OR TOWNS; AMENDING SECTION 7-14-4110, MCA; AND
PROVIDING AN IMMEDIATE EFFECTIVE DATE AND A RETROACTIVE APPLICABILITY DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

Section 1. Section 7-14-4110, MCA, is amended to read:

"7-14-4110. Assessments for costs. (1) The payment of assessments to defray the cost of construction
of the sidewalks, curbs, and gutters referred to in 7-14-4109 or any combination ~~thereof~~ of sidewalks, curbs, or
gutters or alley approach may be spread over a ~~term of period~~ not to exceed ~~42~~ 20 years; ~~payment to~~ Payments
must be made in equal annual installments.

(2) ~~The~~ Before the first Monday of October each year, the city council shall, ~~annually before the first~~
~~Monday of October, pass and~~ adopt a resolution levying an assessment ~~and tax~~ against each lot or parcel of land
in front of which sidewalks, curbs, and gutters or any combination ~~thereof~~ of sidewalks, curbs, or gutters ~~have~~
has been constructed under orders of the city council or each lot or parcel of land having access to ~~said the~~
property ~~via~~ by way of the alley approach ~~which that~~ has been constructed under orders of the city council. ~~Said~~
The resolution levying ~~such the~~ assessment ~~shall must~~ must be in ~~every manner~~ prepared and certified in the same
manner as resolutions levying assessments for the making of improvements in special improvement districts."

NEW SECTION. **Section 2. Effective date.** [This act] is effective on passage and approval.

NEW SECTION. **Section 3. Retroactive applicability.** [This act] applies retroactively, within the
meaning of 1-2-109, to city or town council orders for the construction of sidewalks, curbs, gutters, or alley
approaches occurring after December 31, 2006.

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